

MEDICAL DISPUTE RESOLUTION FINDINGS AND DECISION

PART I: GENERAL INFORMATION

Type of Requestor: <input type="checkbox"/> HCP <input checked="" type="checkbox"/> IE <input type="checkbox"/> IC	Response Timely Filed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Requestor's Name and Address RN Recover, Inc. for Winn Dixie 60 Partridge Circle Winter Springs, FL 32708	MDR Tracking No.: M4-04-2510-01
	TWCC No.:
	Injured Employee's Name:
Respondent's Name and Address Harris Methodist Hospital-Fort Worth Attn: Mr. Cordel Musch, CFO P.O. Box 76191 Ft. Worth, TX 76191	Date of Injury:
	Employer's Name: Winn Dixie Louisiana, Inc.
	Insurance Carrier's No.: A21120674000010111

PART II: SUMMARY OF DISPUTE AND FINDINGS (Details on Page 2, if needed)

Dates of Service		CPT Code(s) or Description	Amount in Dispute	Amount Due
From	To			
03/07/03	03/12/03	Stop Loss Hospital bill	\$36,000.00	\$0.00

PART III: REQUESTOR'S POSITION SUMMARY

A Position Summary was not submitted by the requestor; however, the requestors rationale for refund on the Table of Disputed Services states, "The surgical implants were marked-up 300% their cost = \$19,102.50 hospital billed = \$76,360.00. This amount of mark-up over cost does not appear to be fair or reasonable even after Stop-loss reimbursement factor of 75F. Refund was requested. Hospital has declined."

PART IV: RESPONDENT'S POSITION SUMMARY

No response submitted.

PART V: MEDICAL DISPUTE RESOLUTION REVIEW SUMMARY, METHODOLOGY, AND/OR EXPLANATION

The requestor date stamped the UB-92 from the Respondent on April 1, 2003 and requested a refund from the Respondent on July 28, 2003. Per Rule 133.304(a) and (b)(3) the Requestor did not request the refund within the 45th-day after the Requestor received a complete medical bill; therefore, refund reimbursement is not recommended.

PART VII: COMMISSION DECISION AND ORDER

Based upon the review of the disputed healthcare services, the Medical Review Division has determined that the requestor is not entitled to refund reimbursement.

Ordered by:

Marguerite Foster

02/17/05

Authorized Signature

Typed Name

Date of Order

PART VIII: YOUR RIGHT TO REQUEST A HEARING

Either party to this medical dispute may disagree with all or part of the Decision and has a right to request a hearing. A request for a hearing must be in writing and it must be received by the TWCC Chief Clerk of Proceedings/Appeals Clerk within 20 (twenty) days of your receipt of this decision (28 Texas Administrative Code § 148.3). This Decision was mailed to the health care provider and placed in the Austin Representatives box on _____. This Decision is deemed received by you five days after it was mailed and the first working day after the date the Decision was placed in the Austin Representative's box (28 Texas Administrative Code § 102.5(d)). A request for a hearing should be sent to: Chief Clerk of Proceedings/Appeals Clerk, P.O. Box 17787, Austin, Texas, 78744 or faxed to (512) 804-4011. A copy of this Decision should be attached to the request.

The party appealing the Division's Decision shall deliver a copy of their written request for a hearing to the opposing party involved in the dispute.

Si prefiere hablar con una persona in español acerca de ésta correspondencia, favor de llamar a 512-804-4812.

PART IX: INSURANCE CARRIER DELIVERY CERTIFICATION

I hereby verify that I received a copy of this Decision and Order in the Austin Representative's box.

Signature of Insurance Carrier: _____ Date: _____